

Message

From: Walker, Dana [Walker.Dana@epa.gov]
Sent: 9/15/2015 7:59:29 PM
To: Kwedza, John [jkwedza@pa.gov]
CC: Trulear, Brian [Trulear.Brian@epa.gov]; Blanco-Gonzalez, Joel [Blanco-Gonzalez.Joel@epa.gov]; Gaul, Andrew [agaul@pa.gov]; Patel, Jay (DEP) [jaypatel@pa.gov]; Cruz, Francisco [Cruz.Francisco@epa.gov]
Subject: RE: Hanover Foods Draft Permit (PA0044741)

Pascal,

Thanks for addressing our comments. I have no further comments on this draft permit.

Dana

Dana Walker
NPDES Permits Branch (3WP41)
Water Protection Division
US EPA Region 3
1650 Arch Street
Philadelphia, PA 19103-2029
Phone: 215.814.2928
Email: walker.dana@epa.gov

From: Kwedza, John [mailto:jkwedza@pa.gov]
Sent: Tuesday, September 15, 2015 9:50 AM
To: Walker, Dana <Walker.Dana@epa.gov>
Cc: Trulear, Brian <Trulear.Brian@epa.gov>; Blanco-Gonzalez, Joel <Blanco-Gonzalez.Joel@epa.gov>; Gaul, Andrew <agaul@pa.gov>; Patel, Jay (DEP) <jaypatel@pa.gov>; Cruz, Francisco <Cruz.Francisco@epa.gov>
Subject: RE: Hanover Foods Draft Permit (PA0044741)

Dana,

The language has been removed from the final permit.
Thanks,

Pascal

J. Pascal Kwedza | Permits Section
Clean Water Program
Department of Environmental Protection
Southcentral Regional Office
909 Elmerton Avenue | Harrisburg, PA 17110
Phone: 717.705.4815 | Fax: 717.705.4760

From: Walker, Dana [mailto:Walker.Dana@epa.gov]
Sent: Monday, August 17, 2015 1:24 PM
To: Kwedza, John
Cc: Trulear, Brian; Blanco-Gonzalez, Joel; Gaul, Andrew; Patel, Jay (DEP); Cruz, Francisco
Subject: RE: Hanover Foods Draft Permit (PA0044741)

Hi Pascal,

We think that this language should be removed from the permit, because intake credits shouldn't be authorized once a TMDL has been approved for the receiving waters. Background levels of nutrients should already have been considered in the TMDL development (when wasteload allocations were assigned). Allowing for intake credits on top of that wouldn't be appropriate. This rationale is in line with the regulations that were established for the Great Lakes Water Quality Initiative Implementation Procedures (Appendix F to Part 132, Procedure 5, Paragraph D), which states that consideration of intake credits can only be applied in the absence of a TMDL applicable to the discharge.

Let me know if you have any questions or concerns.

Thank you,
Dana

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From: Kwedza, John [<mailto:jkwedza@pa.gov>]
Sent: Thursday, August 06, 2015 2:17 PM
To: Walker, Dana
Subject: RE: Hanover Foods Draft Permit (PA0044741)

Dana,

The paragraph you referenced in your comment is a general one in all industrial permits. Only facilities utilizing the process described can use the background offsets. This facility does not fall in that category and will not use the offsets. If there is a concern, I can contact Central Office and get it removed from the permit.

Thanks,
Pascal

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From: Walker, Dana [<mailto:Walker.Dana@epa.gov>]
Sent: Wednesday, July 29, 2015 11:09 AM
To: Kwedza, John
Cc: Patel, Jay (DEP); Gaul, Andrew; Trulear, Brian; Cruz, Francisco; Holmes, Jasmine
Subject: Hanover Foods Draft Permit (PA0044741)

Pascal,

According to our Memorandum of Agreement, the Environmental Protection Agency (EPA) Region III has received the draft National Pollutant Discharge Elimination System (NPDES) permit for:

Hanover Foods

NPDES Number: PA0044741

EPA Received: June 30, 2015

This is a minor permit that discharges to Oil Creek, and is a significant industrial waste discharge to the Chesapeake Bay. Therefore, I have performed a limited review of the draft permit based on the wasteload allocation (WLA) requirements of the Chesapeake Bay Watershed TMDL. I have completed my review and offer the following comment:

1. Part C.II.D.4. of the permit includes the following language:

“Industrial facilities that withdraw water from the same stream or water body to which they discharge, and which have intake monitoring requirements in Part A of this permit, may claim Offsets for background nutrient loads of TN and/or TP if the Cap Loads do not include a deduction for background loads. To utilize the Offsets, the permittee must sample the intake and effluent on the same day, and determine mass loading using the actual flow data for intake and effluent on that day. No Offsets shall be granted for intake nutrients associated with groundwater withdrawals.”

Can you clarify what this language is authorizing in the permit? I understand that the facility's discharge includes a NCCW discharge, but since there are no intake monitoring requirements in Part A of the permit, the intent of this additional language is unclear.

Please address the above and provide me with any changes to the draft permit and/or fact sheet, if necessary.

Thank you,
Dana

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